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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

AVINASH KUMAR,

Defendant.

Case No. 2:19-mj-192-VCF

**Stipulation to Continue Bench Trial  
(First Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A. Trutanich, United States Attorney, and Rachel Kent, Assistant United States Attorney, counsel for the United States of America, and Robert O'Brien, Assistant Federal Public Defender, counsel for the defendant, that the bench trial in the above-captioned matter, currently scheduled for September 18, 2019 at the hour of 9:00 a.m., be vacated and continued until October 23, 2019 or to date and time convenient to the Court.

This stipulation is entered into for the following reasons:

1. The Ranger assigned to this case will not be available due to a mandatory training he must attend.
2. Defendant is out of custody and agrees to the continuance.

3. Denial of this request for a trial continuance would prejudice both the Defendants and the Government and unnecessarily consume this Court's valuable resources, taking into account the exercise of due diligence.

4. Additionally, denial of this request for continuance could result in a miscarriage of justice.

5. This is the first request for continuance of the trial in this case.

DATED this 13th day of September, 2019.

Respectfully submitted,

NICHOLAS A. TRUTANICH  
United States Attorney

/s/ Robert O'Brien

/s/ Rachel Kent

ROBERT O'BRIEN, AFD  
Counsel for defendant  
**AVINASH KUMAR**

RACHEL KENT  
Special Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3  
4 UNITED STATES OF AMERICA,

5 Plaintiff,

6 v.

7 AVINASH KUMAR,


8 Defendant.  
9

Case No. 2:19-mj-192-VCF

**Order Continuing Bench Trial**

10 Based on the pending stipulation of counsel, and good cause appearing therefore,  
11  
12 IT IS HEREBY ORDERED that the bench trial in the above-captioned matter  
13 currently scheduled for September 18, 2019, at the hour of 9:00 a.m. be vacated and  
14 continued to October 23, 2019, at the hour of 9:00 a.m.

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16 DATED this 13th day of September, 2019  
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22 UNITED STATES MAGISTRATE JUDGE  
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